

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MUSA HASSAN ALI,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 15-14483

SENIOR U.S. DISTRICT JUDGE
ARTHUR J. TARNOV

U.S. MAGISTRATE JUDGE
PATRICIA T. MORRIS

**ORDER ADOPTING REPORT AND RECOMMENDATION [22]; GRANTING IN PART
PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT [13]; AND DENYING IN PART
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT [18]**

On January 20, 2017, Magistrate Judge Morris issued a Report and Recommendation [22] on the parties' motions for summary judgment [13, 18]. Neither party filed any objection to the Report and Recommendation. Judge Morris recommended the following:

- Plaintiff Musa Hassan Ali's Motion for Summary Judgment [13] be granted in part as to the analysis of Listing 3.02A or B, but denied in all other respects;
- Defendant Commissioner's Motion for Summary Judgment [18] be denied in part; and
- This case be remanded for further proceedings under Sentence Four of 42 U.S.C. § 405(g).¹

¹ Sentence Four of 42 U.S.C. § 405(g) states: The court shall have power to enter, upon the pleadings and transcript of the record, a judgment affirming, modifying, or reversing the decision of the Commissioner of Social Security, with or without remanding the cause for a rehearing.

The Court having reviewed the record, the Report and Recommendation [22] is hereby **ADOPTED** and entered as the findings and conclusions of the Court. Accordingly,

IT IS ORDERED that Plaintiff's Motion for Summary Judgment [13] is **GRANTED IN PART**. Plaintiff's claim is **REMANDED** to the Commissioner for further proceedings consistent with this Order.

IT IS FURTHER ORDERED that Defendant's Motion for Summary Judgment [18] is **DENIED IN PART**.

SO ORDERED.

Dated: February 23, 2017

s/Arthur J. Tarnow

Arthur J. Tarnow

Senior United States District Judge